

March 18, 2026
Sl. No.10
Court No.1
s.biswas

MAT 911 of 2025

Fakir Chand Modak
vs.
The State of West Bengal and others

Mr. K. D. Poddar

... for appellant

Dictated by Sujoy Paul, C.J.

1. Mr. K. D. Poddar, learned counsel appears on behalf of the appellant.
2. It is informed that the question of maintainability of this intra-court appeal is involved because the learned Single Judge has exercised criminal jurisdiction and in view of the judgment of Supreme Court in the case of ***Ram Kishan Fauji vs. State of Haryana and others*** reported in **(2017) 5 SCC 533**, such intra-court appeal is not maintainable. However a Larger Bench is considering the similar question which is listed before said Bench on 31st March, 2026.

3. Considering the aforesaid, list this matter
in the week commencing 20th April, 2026.

(Sujoy Paul, C.J.)

(Partha Sarathi Sen, J.)